
IN THE UNITED STATE DISTRICT COURT
STATE OF UTAH, NORTHERN DIVISION

LINDA P. SMITH,

Plaintiff,

vs.

**XAVIER BECERRA, in his official
capacity as Secretary of Health and
Human Services,**

Defendant.

ORDER

Case No. 1:21-cv-00047

District Court Judge Howard C. Nielson,

Magistrate Judge Dustin B. Pead

The Secretary's Motion to Clarify the briefing schedule is GRANTED (ECF No. 41) as follows:

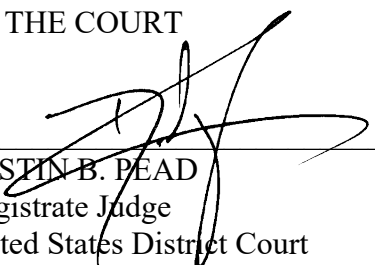
The Court incorrectly indicated that briefing on the parties' cross motions was complete. (ECF No. 39.) Rather, briefing on the Secretary's cross-motion for summary judgment remains pending. (ECF No. 31.) As a result,

- Ms. Smith may oppose the Secretary's cross-motion for summary judgment on or before October 26, 2021; and
- The Secretary may file a reply in support of his cross-motion for summary judgment on or before November 9, 2021.¹

¹ Given the unintended confusion generated by the Court's Order, the Court affords both Plaintiff and the Secretary an additional week within which to submit their respective briefing.

DATED this 20th day of October, 2021.

BY THE COURT



DUSTIN B. PEAD
Magistrate Judge
United States District Court